



BCI Firearms Section Newsletter

April 2003

A Message from the Bureau

"Since the implementation of the Brady Bill, we have seen an increase in the number of guns sold during the last quarter of each year. To accommodate the increase, we have hired seasonal employees, provided additional fax machines and implemented the point of sale devices (POS). BCI is committed to making the background process as seamless as possible to both the dealer and buyer. If you feel there are other resources that would make the process better, please let me, or Joyce Carter know. "

-Nannette Rolfe
Bureau Director

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Newsletter Information

The purpose of the BCI newsletter is to provide dealers with information regarding firearm transfers. Changes in laws, policies, and procedures will be included, as well as answers to questions we receive from dealers. It is important that you read this newsletter and brief your staff on its contents. The newsletter is also available electronically via email. To add your business to our email list, contact Becky Clayton at (801) 964-4540 or rclayton@utah.gov.

Changes in Brady Personnel

We have recently lost Aaron, Ashlee, and BreAnne from the Brady section, but we have three new additions:



Merrill



Lance



Melanie

Thank you for your patience with all of us as we completed training. We're excited to have our new employees with us. They've been a great asset to our section already!

Out-of-State Buyers

All out-of-state buyers are required to have a **regular** background check. Even if the buyer has a Utah issued concealed weapons permit, a regular (or non-concealed) check will still have to be run. Customers are not covered for the fee or background waiver if they are not Utah residents.

Alien Information

We have recently had additional training from a special agent with the Bureau of Citizenship and Immigration Services or BCIS (formerly known as Immigration and Naturalization Service or INS). In February 2002 ATF mandated an additional check on residents who are not citizens, simply to ensure they are living here legally. BCIS has requested that we run this additional check on anyone who was not born in the United States, whether or not they claim U.S. citizenship. One exception to this is a military birth. If the buyer was born to parents whom were U.S. citizens stationed out of the country, it will not be necessary to run the additional check. **Dealers with Verifax machines should call or fax in all checks of customers born out of the country** (except for military births). Please keep in mind that this additional check takes an extra 15 to 30 minutes to run.

Immigrant/Nonimmigrant Status

An immigrant is someone who has moved here from another country with the intent of staying permanently. Immigrants may purchase a firearm if they (1) obtain citizenship or (2) have a valid green card (with an "A" number). A

nonimmigrant is here temporarily. Examples of this include: vacationers, people here on business, hunters (e.g. from Canada), missionaries, students, soldiers, or anyone else here short-term. Nonimmigrants may purchase a firearm if they possess a valid hunting license or waiver (see question 13 of Form 4473). Refugees are not eligible to purchase a firearm. They may apply for permanent residence after they have been in the country for one year. As soon as they achieve permanent resident status, then they qualify to purchase a firearm.

Permanent Resident Cards

All permanent resident aliens should possess a valid Permanent Resident Card or Resident Alien Card. The Permanent Resident Card is a newer version of the Resident Alien Card. It was introduced in December 1997, and has several differences from the older card. The older card has a pink background and a white box around the fingerprint. The newer card has a white background, a hologram, and a three-line machine-readable zone. Both of these cards are valid as long as they have not expired. We are unable to provide training on detection of forged cards, but one thing to watch for is the picture. Slide your fingernail along the card over the picture. If the edges of the picture are raised at all, it is probably a forged document. The card should be completely smooth.

Resident aliens are required to carry this card with them, so they should be able to present it at the time of purchase. The alien registration number or "A" number is listed on this card and is required on Form 4473.

Secondary ID

The purpose of the second form of ID is to verify the address on the first form. It does not have to be photo identification, but the address does have to be current. This verification must take place **before** the background check is called in to BCI. If the buyer has recently moved, the address on the driver license can be changed over the phone with the Driver License Division. If there has been a name change (e.g. a newly married female buyer), the most current name must be reflected on both forms of ID. *Both forms of ID must be current and valid.*

Sale Refusal

All dealers have the right to refuse a sale. If you feel uncomfortable releasing a firearm to any certain buyer, it is at your discretion not to sell him or her the weapon.

Pawn

If someone under 21 pawns a handgun, he or she will not be eligible to pick it up. The ticket may be transferred to a parent who can buy the gun back after passing a background check.

An out-of-state buyer may pawn a handgun, or have a handgun transferred from their state to an FFL in Utah, where they may then pick up their firearm. These are the only times a handgun may be released to an out-of-state resident, other than military personnel.

Consignment

If a customer wants to buy back a gun he or she put on consignment, it will be necessary to run a background check in order for him or her to obtain the weapon.

Faxes

We are continually receiving faxes from more dealers. We have phone number listings for all dealers, but not fax number listings. If you are not currently putting your fax number on your faxes, please do so. It is not only inconvenient for you when your faxes are not returned in a timely manner, but it is inconvenient and time-consuming for us to find the correct fax number.

1st Quarter Statistics

Monthly Totals

			Reasons For Denial					
Month	Total	Denials	Felony	Domestic Violence	Juvenile	Warrant	Protective Order	Illegal Alien
January	4806	119	37	26	5	27	22	2
February	5785	153	39	23	16	48	24	3
March	6069	174	39	28	16	43	40	5

1ST Quarter 2002

Month	Total
January	4697
February	4738
March	5186

1st Quarter Top 10 Sellers

Business Name	FFL	Sales
Sportsmans Warehouse	34833	828
VanWagenen Finance	34624	806
Sportsmans Warehouse	34981	624
Gallensons	00219	570
Doug's Shoot n Sports	03502	475
Sportsmans Warehouse	34907	394
Impact Guns	34761	303
Dixie Gun and Fish	34368	286
Oquirrh Traders	00160	267
Gunnies	34701	266